IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3539 OF 2006

Dinesh Ramchandra Palav — Applicant
versus
The State of Maharashtra — Respondent

S.D.Patil for applicant.
Smt.M.M.Deshmukh, APP for respondent.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 3rd October 2006

PC :

1. Heard Shri Patil appearing for applicant and learned APP for State. The applicant-original accused no.2 has been arrested in connection with C.R.No.64 of 2006 registered at Malbar Hill Police Station, Mumbai for the offences punishable under sections 465, 466, 467, 468, 471, 406, 420 r/w 34 of IPC..

2. I have perused the statement of the complainant Prabhatkumar with the assistance of learned advocates. The main role is attributed to accused no.1 Narendra. Narendra is supposed to have been engaged by the complainant for the

services which are more particularly set out in his complaint. All that the applicant has done is to assist accused no.1 in depositing some monies in the Account of one Samarth Agencies. Even if the investigations are in progress, it would not in any manner prejudice the case of the prosecution if the applicant is enlarged on bail. It is having regard to facts peculiar to him that bail is granted. Further, all documents pertaining to the Accounts of M/s.Samarth Agencies have already been seized.

3. Shri Patil upon taking instructions makes a statement that the particulars with regard to bank account of the Applicant whether current, savings or otherwise, would be disclosed to the Investigating Officer after release. Further, the applicant would render all assistance in the investigation and would not leave Mumbai without prior permission of the Trial Court. The applicant to deposit his pass port, if any, with the Trial Court. He will attend Malbar Hill Police Station, Mumbai once in a week. Hence, following order.

4. ORDER :-

(i) The applicant shall be enlarged on bail in connection with C.R.No.64 of 2006 registered with Malbar Hill Police Station, Mumbai, subject to furnishing a personal bond of Rs.25,000/- (Rs.Twenty five thousand only) with one or two local sureties in the like sum;

(ii) The applicant shall report to Malbar Hill Police Station, Mumbai once in a week till conclusion of trial;

(iii) The applicant shall furnish his residential address to the Investigating Authority forthwith where he proposes to reside after bail and during pendency of trial, and he shall not change his residence without prior intimation to the Investigating Authority;

(iv) The applicant shall forthwith deposit his pass port, if any, to the Investigating Authority;

(v) The applicant shall not leave city limits of Mumbai and Navi Mumbai without prior permission of the Trial Court;

(vi) The applicant shall furnish, upon his

release on bail, to the Investigating Authority details of his all bank accounts;

(vii) The bail is granted subject to condition that the applicant shall not, directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with prosecution evidence;

(viii) The applicant shall co-operate with the Trial Court for expeditious disposal of the trial. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail;

(ix) Any observation/s made in this order shall not be constructed as any finding or any expression of opinion on the merits of the case at the time of trial;

(x) Application is disposed of in above terms.

(S.C.DHARMADHIKARI, J.)